shall provide:
"Without limiting the authority and discretion of the commission, it shall consider the incorporation in the plan of provisions whereby the title to such railroads as are not already owned by the city and whose bwnership thereby is deemed by the commission to be desirable may be vested in the city in return for a lease of such railroads by the city, and in the even; of the incorporation of such provision in the plan the commission shall outline an arrangement wheresuch provision in the plan the commission shall outline an arrangement whereby outstanding securities of the railroad
companies may be exchanged for new
securities and the valuation of the railroads, determined as hereinafter provided, amortized, and may provide that
the payment of interest and dividends
may be deferred for a period to be fixed
by the commission, and not to exceed
two years from the delivery of such
lease, in order to provide funds for the
prompt reorganization and rehabilitation
of the railroads.

"Thereafter the commission may make such changes or modifications of such plan as the commission is discretion may deem to be advisable. The commission shall then formally adopt the plan and call upon each of the railroad companies which owns or operates any of the lines included therein to inform it within a period of time to be fixed by the commission whether it elects to accept such plan and be included in the arrangements to be made thereunder.

"If the railroad companies do so accept, or if in the judgment of the commission a sufficient number of them so accept as to justify carrying out the

mission a sufficient number of them so accept as to justify carrying out the plan, the commission shall proceed with the preparation of contracts, plans and specifications and such other action as may be necessary to carry out the plan.

"Before finally fixing the terms and

Before finally fixing the terms and conditions of any contract required to carry out the plan the commission shall hold a public hearing in accordance with the provisions of section 37 of the Rapid Transit act. Upon the adoption of such contracts the commission shall transmit the same to the local authority of the city and request its approval thereof. If such local authority shall refuse to approve such contract or contracts it shall within thirty days from the date of the first meeting of the local authority following their receipt return them to the commission with a statement of the reasons of such local authority for such refusal. The commission thereupon shall consider such reasons and, if so requested by the local authority, shall hold a further such public hearing upon such contract or contracts and such reasons for refusal.

"The commission shall make such changes in such contract or contracts and such reasons for refusal.

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"The commission shall make such changes in such contract or contracts and in the price to fifty cents above the box office price, has passed the Assembly and is now in the third reading calendar in the Senate.

Because of the objection of some of the smaller theatre ticket concerns in New York, Senator Walton to-night had Before finally fixing the terms and

making Contracts Effective.

"It within thirty days after the date of the first meeting of such local authority following the receipt of such contract or contract so resubmitted the local authority shall refuse or neglect to approve the same, or if upon the original submission of such contract or contracts to the local authority it shall not approve the same and neglect to return the same to the commission as above provided the commission as above provided the commission as above provided the commission may in the name and in behalf of the city execute and deliver such contract or contracts with full logal force and effect as if all approvals by the local authority and by any local officer had been given, any recuirement for such approval by the local authority or approval as to form by any local officer, whether by provision of law or contract or otherwise, including in The Herald to-say, uext to last page—adv.

exercise the authority of the city in dealing with bus routes. This lifted Mayor Hylan's favorite subject out of politics, too, and deals with the bus lines as an arm of the whole transit situation.

The bill is an amendment of the Rapid Transit act of 1891 as supplemented and amended. In the preamble giving the definitions of words used in the bill it is stated that the term 'railroad' shall include rapid transit lines, street surface railroads, stage and not operated as part of a trunk line. The words 'railroad companies' mean 'cowners lessees or operators.'

The summary of the bill, now practically completed, was given out this svening at the executive chamber. The final changes, mostly technical, will be made to-morrow, when the measure will be printed in final form for introduction in both houses on Wednesday.

City May Lease Railroads.

Aside from the duties of the commissioner as successor to such plant of the transit Railroad Commissioner of the First District as successor to such dear the morporation in the plant of provides and of the commissioner as successor to such Board of Rapid Transit Railroad Commissioner as successor to such Board of Rapid Transit Railroad Commissioner as a successor to the powers and duties of the Transit Construction Commissioner as a successor to the powers and duties of the First District are hereby transferred to and vested in the commission, together with such other the commission, together with such other. Both Oppose Miller's Solution

Provision for Modifications.

at Meeting of City's Democratic Legislators.

COMPTROLLER HAS BILL

CRAIG JOINS HYLAN

ON TRACTION PLANS

Would Rip the Rails Out of Broadway-Municipal Operation to Be Provided.

Comptroller Charles L. Craig crystal-Service Commission of the First District are hereby transferred to and vested in the commission, together with such other and necessary powers as may be requisite to the efficient performance of the duties imposed upon the commission by such laws and contracts. lized his opposition to Gov. Miller's "The commission shall have and exercise in any such city the authority, subject to the other provisions of this article, to make contracts for the use of article, to make contracts for the use of streets of any such city for street sur-face railroads and for stage and omni-James J. Walker, Democratic leader in the Senate, who presided, to introduce "The commission from time to time a communication to Gov. Miller in which agree with railroad companies upon changes in and modifications of the terms and conditions of any contract under or pursuant to which any railroad, or any part thereof, has been or is to be

bease, in order to provide funds for the prompt recognization and rehabilitation of the railroads.

"In connection with the preparation of such plan the commission shall cause a valuation to be made of the physical property used in the public service of the railroad in proposes to include therein. Such valuation shall be in such detail and shall include such elements of cost or values and shall be made in such manner as the commission may preseribe. Such valuation as finally determined by the commission shall be the city to accept title thereto and companies under the plan.

"In connection with the preparation of the plan of readjustment the commission shall investigate and give consideration to the possibility of including in the plan provision for railroads point or points without the city and a point or points without the city and a point or points without the city and a point or points without the city shall not be required.

In connection with the preparation of the railroads operation to the possibility of including the city of the railroads of the city shall not be required the city and a point or points without the city for connecting railroads whose the city shall not be required advised for the points without the city for connecting railroads whose the city shall not be required advised for the property under the city shall not be required.

"Any contract made by the commission shall investigate and give consideration of the possibility of including in the plan provision for railroads operation."

"Any contract made by the commission shall investigate and give consideration of the possibility of including the city and a point or points within the city and a point or points within the city of connecting railroads whose the city shall not be required.

"Any contract made by the commission shall investigate and give consideration of any contract, or the model of the city shall not be required."

"Any contract made by the commission shall investigate and give consideration of the possibility of including

in the plan provision for railreads operating between a point or points within the class of a point or point within the class of a point or point within the class of a point or point within the class of the Rapid Transit act. The special point of the plan of the class of the plan of the class of the plan of the plan

MINING ENGINEERS JUDGE MAYER FINDS TACKLE LEGAL KNOT Drilling Beneath Lawns Is Troublesome Problem.

Mining engineers from all parts of the country gathered yesterday at the Engineering Societies Building at 29 West Thirty-ninth street to knit their brows over a legal problem.

The question that concerned the engineers at the opening session of the four day convention of the American Institute of Mining and Metallursical Engineers was the lawsuits and other difficulties that following drilling and mining under mining towns. People have a way of being angry, so the observer gathered, when they awaken to find the back yard is merely a hole and somebody has removed the street. H. G. Moulton, who presided over the common ground session, said that careful study of the question was necessary and pointed out that even in New York the matter is of serious import because of the subways.

Herbert Hoover, president of the Incidence of the United States District Court handed down a decision yesterday finding Comptroller Contempt.

Herbert Hoover, president of the Institute, was not present yesterday, but will attend the business meeting to-day and will be the principal speaker at the annual banquet to-merrow night at the Waldorf.

SPEAKERS TO TEACH

Campaign Planned to Tell Facts to Public About Gov.

CRAIG IN CONTEMPT

Judge Julius M. Mayer of the United States District Court handed down a decision yesterday finding Comptroller Charles L. Craig guilty of contempt and demanding "an unqualified retrac-tion of the false statements respecting the court."

TRUTH OF TRANSIT

The contempt proceedings grew out of a letter written by the Comptroller stated that the court in the suits and proceedings incident to the receivership of the Brooklyn Rapid Transit Company "was responsible for a policy of denying to the defendant and other members of the Board of Estimate and Apportionment of the city of New York access to the original sources of information concerning the property and affairs of the various public utility corporations appointed by this court." The letter also accused the court of issuing orders which denied to the city authorities the right to ascertain the truth and made other similar allegations, but it was the charge above quoted that particularly offended the court.

The court."

The contempt proceedings grew out of a letter written by the Comptroller october 5, 1819, to Lewis Nixon, then Public Service Commissioner, in which it was alleged the Comptroller stated that the court in the suits and proceedings incident to the receivership of the Brooklyn Rapid Transit Company "was responsible for a policy of denying to the defendant and other members of the Board of Estimate and Apportionment of the city of New York access to the original sources of information concerning the property and affairs of the various public utility and proceedings incident to the receivership of the Board of Estimate and Apportionment of the city of New York access to the original sources of information concerning the property and affairs of the various public utility of the defendant and other members of the Board of Estimate and Apportionment of the city of New York access to the original sources of information concerning th

The court instructed Francis G. Car-fey, United States Attorney, to submit to the court an order requiring the Comptroller to appear February 24 at 2 P. M., at which time "such further

Comptroller Craig refused to make any comment concerning Judge Mayer's decision, but referred all inquirers to his counsel, Edmund L. Mooney. Mr. Mooney could not be found for a state-ment.

FARMER'S SONS TAKEN FROM BED AND SHOT Death Penalty for Any Sol-dier Taking Up Land.

DUBLIN, Feb. 14.-Two sons of a farmer living near Brandon were taken

February 24 to Retract His

Attack on Court.

OFFENCE CALLED GRAVE

Their beds by masked men this morning and shot. Their bodies were found in a nearby field.

In pursuance of the Government's plan to settle former soldiers on land in Ireland, notices have been posted in the Newmarket district of Cork threatening death by shooting to any soldier taking land or to a land owner selling land to the estates commission.

LIVERPOOL, Feb. 14 .- Two men to-day were sentenced to ten years' imprison-ment for connection with the incendiary fires in the north and south ends of Liverpool and also in Bootle last Novem-ber. Another man was given a sentence of two years' imprisonment.

PAPER BACK TO 2 CENTS.

Boston, Feb. 14.-The Evening Rec-



Franklin Simon & Co

A Store of Individual Shops Fifth Ave., New York

A Correction In Our Rotogravure Advertisement Sunday

The descriptions accompanying the illustrations in our advertisement of Washable Suits for Boyswere misquoted. These are the corrected descriptions:

155-BOYS' OLIVER TWIST SUIT: blouse of white galatea with trousers, collar, and cuffs of blue, brown, green or gray chambray. 3 to 8 years. \$3.75

157-BOYS' MIDDY SUIT of pure tan linen, yoke front and back, collar and cuffs of self or blue, trimmed with white tape. Lanyard and whistle. 4 to 10 years. . . \$5.75

BOYS' APPAREL SHOPS-Fifth Floor



How often do you visit your bank?

CEVERAL times a year? Once a month? To make a deposit or draw a counter check?

Our depositors who have learned how helpful this bank can be come to see us frequently. We know them by name. They consult us freely in their business and personal matters and draw upon our greater experience and knowledge. They talk with us as they talk with their lawyers __just as intimately and confidentially.

If you think that bank service ends at the outside of a teller's window, we want you to call on us. For that is where Equitable service only begins.

Will you call on us today?-

THE EQUITABLE TRUST COMPANY

Banking Trusts and Investments Safe Deposit Vaults Total Resources Over \$300,000,000

OF NEW YORK

37 WALL STREET

UPTOWN OFFICE, Madison Ave. at 45th St.

COLONIAL OFFICE, 222 Broadway Paris-23 Rue de la Paix

London-3 King William St., E. C. 4 FINANCING NEW YORK

Franklin Simon & Co.

A Store of Individual Shops FIFTH AVENUE, 37th and 38th STS.

New London Arrivals That

"Arrived" Before They Landed

AQUASCUTUM TOPCOATS

For Women and Misses



\ \ / EARING an Aquascutum is only a matter of becoming acquainted. To duplicate the "Londonness" of its textiles, or colorings, or tailoring is as hopeless as trying to produce a Piccadilly accent in Pershing Square.

Spring Light, Spring Bright, In London Hand-Loomed Tweeds or Vicuna Plaids

AQUASCUTUMS ARE EXCLUSIVE WITH FRANKLIN SIMON & CO.

WOMEN'S WRAP SHOP-Fourth Floor MISSES' WRAP SHOP-Second Floor

JEWELERS OF WORTH SINCE 1859 % REDUCTION ris, Pearl Necklaces, Precious Stones Jewelry and Silverware in our Establishment

CONTINUED TO FEBRUARY 19th Owing to the fact that it is repeatedly being brought to our attention, the original time limit (two weeks) was not sufficient for some local and many out-of-town patrons to avail themselves of this exceptional opportunity, we are extending this offer another two weeks.

T. KIRKPATRICK & CO. 624 FIFTH AVENUE, at Fiftieth Street

NEW YORK